IN THE HIGH COURT OF JUDICATURE AT PATNA
MJC No.1628 of 2005
1. RAMBARAT RAM SON OF LATE KESHAR RAM, RESIDENT OF VILLAGE-KAMAL BIGHA, P.O. KURMMA, P.S.- CHONCH, DISTRICT-GAYA
2. SHOBHAKANT PRASAD,SON OF LATE BANSIDHAR PRASAD, RESIDENT OF VILLAGE-DAKRA, P.S. MAKHDUMPUR, DISTRICT-JEHANABAD.
3. SANT KUMAR, SON OF LATE MUNNI RAM, RESIDENT OF VILLAGE-GAYA, P.O.GAYA,DISTRICT GAYA.
4. ANZAR AHMAD, SON OF LATE ANWAR AHMAD, RESIDENT OF AT & P.O. OLD KARIMGANJ, P.S. AND DISTRICT-GAYA.----------PETITIONERS

Versus

1. STATE OF BIHAR
2. Shri Vishwanath Singh, Deputy Development Commissioner-cum-Chief Executive Officer, Gaya,District-Gaya.
3. Zila Parishad Gaya, District-Gaya.
4. Shri B. Yadav, Chairman Zila Parishad Gaya, District-Gaya.------Opposite parties.

For the petitioners:- Mr. Sharda Nand Mishra & Deepak Kumar,Advocates
For State:- Mr. Ashutosh Kumar Singh,JC to G.P.VIII
For Zila Parishad:- Mr. Ramashish,Advocate.

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10 20.10.2008 This application was disposed of by order dated 17.5.2007. While disposing of the application this Court observed that in case of any genuine difficulty or any clarification, petitioners shall have liberty to approach this Court.

In view of the liberty given, petitioners have filed this application for revival of the contempt application.

Petitioners complain non-compliance of the order dated 16.3.2005 passed in CWJC No.

12068 of 2004 (Md. Raffique Ansari & ors. Vs. State of Bihar & ors.).In the writ application, their prayer was for payment of their salary. While disposing of the writ application by order dated 16.3.2005 petitioners' were given liberty to file representation and the Zila Parishad, in turn, was directed to dispose of the representation by a reasoned order. It was further observed that in case their grievance is found genuine either in part or whole payment must be paid within six weeks thereafter.

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Show cause has been filed on behalf of the Zila Parishad in which it has been stated that after examining the case of the petitioners certain amount has been found due to them. It has further been stated that other employees of the Zila Parishad have not been paid and petitioners' shall also be paid their salary alongwith other employees of the Board.

Having heard Mr. Mishra, for the petitioners, Mr. Ramashish, for the Zila Parishad and Mr. Asutosh Kumar Singh,Junior Counsel to Standing Counsel No.VIII,for the

State, we are of the opinion that there is no willful disobedience of the order of this Court and hence no case for initiating a proceeding for contempt is made out.

Application stands dismissed.

(Chandramauli Kr.Prasad,J.)

(Subash Chandra Jha,J.)

A.Kumar

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